

THE HONORABLE JOHN C. COUGHENOUR

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE**

WINDSONG CONDOMINIUM  
ASSOCIATION, a Washington non-profit  
corporation,

Plaintiff,

v.

BANKERS STANDARD INSURANCE  
COMPANY, a foreign corporation; ACE  
FIRE UNDERWRITERS INSURANCE  
COMPANY (f/k/a CIGNA FIRE  
UNDERWRITERS INSURANCE  
COMPANY), a foreign corporation,

Defendants.

No. **C08-162JCC**

MOTION, STIPULATION, AND ORDER  
OF DISMISSAL WITH PREJUDICE

**NOTED FOR: 3/19/09**

**I. MOTION**

COMES NOW Plaintiff, Windsong Condominium Association ("Windsong"), by and through its counsel, to file a stipulation and move for an order dismissing this cause of action with prejudice and without costs.

**II. STIPULATION**

IT IS STIPULATED and agreed by and between Plaintiff, Windsong, and

STIPULATION OF DISMISSAL OF DEFENDANT WITH  
PREJUDICE AND WITHOUT COSTS - 1

**CASE # C08-162JCC**

HARPER | HAYES PLLC  
One Union Square  
600 University Street, Suite 2420  
Seattle, Washington 98101  
Telephone: 206-340-8010


Defendants, Bankers Standard Insurance Company and ACE Fire Underwriters Insurance Company, that this matter has been fully settled and resolved and that all claims in this Action should be dismissed with prejudice and without costs.

DATED this 19<sup>th</sup> day of March, 2009.


HARPER | HAYES PLLC

COZEN O'CONNOR

By  
:

  
Todd C. Hayes, WSBA No. 26361  
Gregory L. Harper, WSBA No. 27311  
Michael J. Crisera, WSBA No. 30353  
Attorneys for Plaintiff

By:

  
Craig H. Bernion WSBA No. 11646  
Counsel for Defendants

### III. ORDER

Plaintiff Windsong and Defendants Bankers Standard Insurance Company and ACE Fire Underwriters Insurance Company, having stipulated for dismissal of all claims herein without costs, and the Court being fully advised, now therefore,

IT IS HEREBY ORDERED that any and all claims brought by the parties herein are hereby dismissed with prejudice and without costs.

DONE IN OPEN COURT this \_\_\_\_ day of \_\_\_\_\_, 2008.

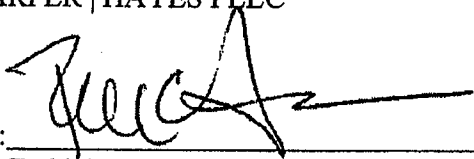
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THE HONORABLE JOHN C. COUGHENOUR

STIPULATION OF DISMISSAL OF DEFENDANT WITH  
PREJUDICE AND WITHOUT COSTS - 2

CASE # C08-162JCC

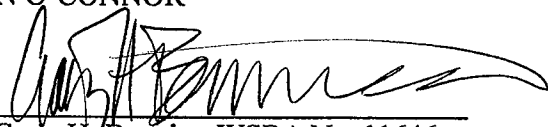
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1 Presented by:  
2 HARPER | HAYES PLLC

3   
4 By: \_\_\_\_\_  
5 Todd C. Hayes, WSBA No. 26361  
6 Gregory L. Harper, WSBA No. 27311  
7 Michael J. Crisera, WSBA No. 30353  
8 Attorneys for Plaintiff

9 Approved as to form; Notice of Presentation  
10 Waived:

11 COZEN O'CONNOR

12   
13 By: \_\_\_\_\_  
14 Craig H. Bennion WSBA No. 11646  
15 Counsel for Defendants  
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STIPULATION OF DISMISSAL OF DEFENDANT WITH  
PREJUDICE AND WITHOUT COSTS - 3

CASE # C08-162JCC

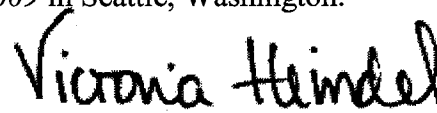
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**CERTIFICATE OF SERVICE**

The undersigned certifies that on *Thursday, March 19, 2009*, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following parties:

**NAME:** Craig Bennion  
**EMAIL ADDRESS:** cbennion@cozen.com  
**REPRESENTING:** Defendant

DATED *March 19, 2009* in Seattle, Washington.

  
Victoria Heindel